

To: McGrath, Shaun[McGrath.Shaun@epa.gov]
From: Cantor, Howard
Sent: Sat 6/15/2013 1:21:18 PM
Subject: RE: Tribal Calls re Pavillion

Thanks.

Howard Cantor

Deputy Regional Administrator

US EPA, Region 8

Phone: (303)312-6308

From: McGrath, Shaun
Sent: Saturday, June 15, 2013 7:16 AM
To: Cantor, Howard; Sussman, Bob
Subject: Re: Tribal Calls re Pavillion

720.326.2810

From: Cantor, Howard
Sent: Saturday, June 15, 2013 7:11:58 AM
To: McGrath, Shaun; Sussman, Bob
Subject: RE: Tribal Calls re Pavillion

If each of you could send me the numbers you want me to call, that would be great. Thanks.

Howard Cantor

Deputy Regional Administrator

US EPA, Region 8

Phone: (303)312-6308

From: McGrath, Shaun
Sent: Saturday, June 15, 2013 7:11 AM
To: Cantor, Howard; Sussman, Bob
Subject: Re: Tribal Calls re Pavillion

4 edt tomorrow works for me.

From: Cantor, Howard
Sent: Saturday, June 15, 2013 6:56:28 AM
To: Sussman, Bob
Cc: McGrath, Shaun
Subject: RE: Tribal Calls re Pavillion

I don't have a pin code for any of our conference lines, but I think I can conference you in from my cell.

Howard Cantor

Deputy Regional Administrator

US EPA, Region 8

Phone: (303)312-6308

From: Sussman, Bob
Sent: Saturday, June 15, 2013 6:52 AM
To: Cantor, Howard
Cc: McGrath, Shaun
Subject: Re: Tribal Calls re Pavillion

Howard. Let's shoot for tomorrow at 4 EDT. Can you or Shaun provide a call-in number?

From: Cantor, Howard
Sent: Saturday, June 15, 2013 8:15:59 AM
To: Sussman, Bob
Cc: McGrath, Shaun

Subject: RE: Tribal Calls re Pavillion

Thanks, Bob. The best time for me would be around 4:00 pm EDT tomorrow, but I can make it work today as long as it's before about 3:30 EDT. Please let me know what works best for both of you.

Thanks,
Howard

Howard Cantor

Deputy Regional Administrator

US EPA, Region 8

Phone: (303)312-6308

From: Sussman, Bob
Sent: Saturday, June 15, 2013 6:02 AM
To: Cantor, Howard
Cc: McGrath, Shaun
Subject: Re: Tribal Calls re Pavillion

Howard. We need to talk this weekend so I can update you and we can discuss strategy. When's a good time? Hope you had a great trip.

From: Cantor, Howard
Sent: Saturday, June 15, 2013 7:57:22 AM
To: Acting Administrator; Sussman, Bob
Cc: McGrath, Shaun; Bloomgren, David; DePass, Michelle
Subject: RE: Tribal Calls re Pavillion

Bob,

Not sure how your conversations went, but one adjustment to the information below. Our commitment is to provide a decision on TAS within the next 4-5 weeks, as mid-July reaches the three month point from our previous meeting with the tribes in mid-April, and we committed to the 2-3 month time frame at that time.

Thanks,

Howard

Howard Cantor

Deputy Regional Administrator

US EPA, Region 8

Phone: (303)312-6308

From: Acting Administrator

Sent: Thursday, June 13, 2013 4:57 PM

To: Sussman, Bob

Cc: McGrath, Shaun; Cantor, Howard; Bloomgren, David; DePass, Michelle

Subject: Re: Tribal Calls re Pavillion

Got it

Thanks

Will report.

Bob

Acting Administrator.

202 368 8193 (c)

202 564 4711 (o)

From: Sussman, Bob

Sent: Thursday, June 13, 2013 6:53:11 PM

To: Acting Administrator

Cc: McGrath, Shaun; Cantor, Howard; Bloomgren, David; DePass, Michelle

Subject: Tribal Calls re Pavillion

Bob – as discussed, we're hoping you'll place calls tomorrow or over the weekend to Wes Martel, Councilman for the Eastern Shoshone and Darrell O'Neal, Chairman of the Northern Arapaho. These two tribes occupy the Wind River Reservation and are pursuing a decision on reservation boundaries as part of their TAS application to EPA. They also both joined in the earlier press release on Pavillion issued by Administrator Jackson and Governor Mead. The town of Pavillion is within the disputed reservation boundaries.

The phone numbers you'll need are below.

Howard Cantor is meeting with the two tribes on Monday. His goal is to bring them into the loop on our Pavillion discussions with the State and Encana, outline the elements of the investigation and clean water commitments we have negotiated with the State and ask for their support. One possible outcome is that the tribes join in the press release we and Wyoming expect to issue on Thursday. At a minimum, we would like the tribes to feel that they have been consulted and avoid any negative reaction.

In your calls, you should:

- Mention EPA's commitment to making a decision on the TAS application in the next 2-3 months – a commitment that has already been communicated to the tribes by OAR and R8.
- Indicate generally that we have been discussing a path forward on Pavillion water issues with the State and want to make sure the tribes are fully consulted.
- Refer to Howard's upcoming visit and express your desire for a productive meeting.
- Stress our desire to cooperate with the tribes on Pavillion and the importance we attach to the relationship.

A profile of the two tribes is attached as background.

Let me know if you need more information.

Robert M. Sussman

Senior Policy Counsel to Administrator
Office of the Administrator
U.S. Environmental Protection Agency
Washington DC
(202)-564-7397

From: McGrath, Shaun
Sent: Thursday, June 13, 2013 1:15 PM
To: Sussman, Bob
Subject: FW: Wind River Profile

Bob,

I am resending the background on the Tribes with some additional phone numbers.

Eastern Shoshone:

Darwin St. Clair-Chairman

(b)(6) privacy cell

307 332 3532 office

Wes Martel-Councilman

(b)(6) privacy cell

Northern Arapaho:

Darrell O'Neal-Chairman

(b)(6) privacy cell

307 332 6120

Sorry that we were not able to include a bio for Chairman O'Neal. I was informed by Alfreda, our Tribal Liaison here in R8, that it is tribal protocol to share only what is already public. We cannot put a bio together without the Tribe's or Chairman's permission. We'll still work to get some information, but it may take another day or two.

Let me know if you need anything else in prep for Bob P.'s call.

Shaun McGrath

Regional Administrator

EPA, Region 8

1595 Wynkoop St

Denver, CO 80202

Office: 303-312-6162